

STATISTICAL INFORMATION ONLY: Debtor must select the number of each of the following items included in the Plan.

0 Valuation of Security 0 Assumption of Executory Contract or Unexpired Lease 0 Lien Avoidance

Last revised: August 1, 2020

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In Re:

Vincent Valenti
Olivia Valenti

Case No.:

23-16205

Judge:

CMG

Debtor(s)

Chapter 13 Plan and Motions

☒ Original

☐ Modified/Notice Required

Date: 8/14/2023

☐ Motions Included

☐ Modified/No Notice Required

THE DEBTOR HAS FILED FOR RELIEF UNDER
CHAPTER 13 OF THE BANKRUPTCY CODE

YOUR RIGHTS MAY BE AFFECTED

You should have received from the court a separate *Notice of the Hearing on Confirmation of Plan*, which contains the date of the confirmation hearing on the Plan proposed by the Debtor. This document is the actual Plan proposed by the Debtor to adjust debts. You should read these papers carefully and discuss them with your attorney. Anyone who wishes to oppose any provision of this Plan or any motion included in it must file a written objection within the time frame stated in the *Notice*. Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated. This Plan may be confirmed and become binding, and included motions may be granted without further notice or hearing, unless written objection is filed before the deadline stated in the *Notice*. The Court may confirm this plan, if there are no timely filed objections, without further notice. See Bankruptcy Rule 3015. If this plan includes motions to avoid or modify a lien, the lien avoidance or modification may take place solely within the chapter 13 confirmation process. The plan confirmation order alone will avoid or modify the lien. The debtor need not file a separate motion or adversary proceeding to avoid or modify a lien based on value of the collateral or to reduce the interest rate. An affected lien creditor who wishes to contest said treatment must file a timely objection and appear at the confirmation hearing to prosecute same.

The following matters may be of particular importance. Debtors must check one box on each line to state whether the plan includes each of the following items. If an item is checked as "Does Not" or if both boxes are checked, the provision will be ineffective if set out later in the plan.

THIS PLAN:

☐ DOES ☒ DOES NOT CONTAIN NON-STANDARD PROVISIONS. NON-STANDARD PROVISIONS MUST ALSO BE SET FORTH IN PART 10.

☐ DOES ☒ DOES NOT LIMIT THE AMOUNT OF A SECURED CLAIM BASED SOLELY ON VALUE OF COLLATERAL, WHICH MAY RESULT IN A PARTIAL PAYMENT OR NO PAYMENT AT ALL TO THE SECURED CREDITOR. SEE MOTIONS SET FORTH IN PART 7, IF ANY.

☐ DOES ☒ DOES NOT AVOID A JUDICIAL LIEN OR NONPOSSESSORY, NONPURCHASE-MONEY SECURITY INTEREST. SEE MOTIONS SET FORTH IN PART 7, IF ANY.

Initial Debtor(s)' Attorney: JEJ

Initial Debtor: VV

Initial Co-Debtor: OV

Part 1: Payment and Length of Plan

a. The debtor shall pay \$ 672 per MO to the Chapter 13 Trustee, starting on
8/23 for approximately 60 months.

b. The debtor shall make plan payments to the Trustee from the following sources:

☒ Future earnings

☐ Other sources of funding (describe source, amount and date when funds are available):

c. Use of real property to satisfy plan obligations:

☐ Sale of real property

Description:

Proposed date for completion: _____

☐ Refinance of real property:

Description:

Proposed date for completion: _____

☐ Loan modification with respect to mortgage encumbering property:

Description:

Proposed date for completion: _____

d. ☐ The regular monthly mortgage payment will continue pending the sale, refinance or loan modification.

e. ☐ Other information that may be important relating to the payment and length of plan:

Part 2: Adequate Protection ☒ NONE

a. Adequate protection payments will be made in the amount of \$ _____ to be paid to the Chapter 13 Trustee and disbursed pre-confirmation to _____ (creditor).

b. Adequate protection payments will be made in the amount of \$ _____ to be paid directly by the debtor(s) outside the Plan, pre-confirmation to: _____ (creditor).

Part 3: Priority Claims (Including Administrative Expenses)

a. All allowed priority claims will be paid in full unless the creditor agrees otherwise:

Creditor	Type of Priority	Amount to be Paid
CHAPTER 13 STANDING TRUSTEE	ADMINISTRATIVE	AS ALLOWED BY STATUTE
ATTORNEY FEE BALANCE	ADMINISTRATIVE	BALANCE DUE: \$ 3365
DOMESTIC SUPPORT OBLIGATION		
INTERNAL REVENUE SERVICE	TAXES	24,428
STATE OF NEW JERSEY	TAXES	8,500

b. Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount:

Check one:

☒ None

☐ The allowed priority claims listed below are based on a domestic support obligation that has been assigned to or is owed to a governmental unit and will be paid less than the full amount of the claim pursuant to 11 U.S.C.1322(a)(4):

Creditor	Type of Priority	Claim Amount	Amount to be Paid
	Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount.		

Part 4: Secured Claims

a. Curing Default and Maintaining Payments on Principal Residence: ☒ NONE

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor shall pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)

b. Curing and Maintaining Payments on Non-Principal Residence & other loans or rent arrears: ☒ NONE

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor will pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)

c. Secured claims excluded from 11 U.S.C. 506: ☒ NONE

The following claims were either incurred within 910 days before the petition date and are secured by a purchase money security interest in a motor vehicle acquired for the personal use of the debtor(s), or incurred within one year of the petition date and secured by a purchase money security interest in any other thing of value:

Name of Creditor	Collateral	Interest Rate	Amount of Claim	Total to be Paid through the Plan Including Interest Calculation

d. Requests for valuation of security, Cram-down, Strip Off & Interest Rate Adjustments ☒ **NONE**

1.) The debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral," plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an unsecured claim.

**NOTE: A modification under this Section ALSO REQUIRES
the appropriate motion to be filed under Section 7 of the Plan.**

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor Interest in Collateral	Annual Interest Rate	Total Amount to be Paid

2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.

e. Surrender ☒ **NONE**

Upon confirmation, the stay is terminated as to surrendered collateral only under 11 U.S.C. 362(a) and that the stay under 11 U.S.C 1301 be terminated in all respects. The Debtor surrenders the following collateral:

Creditor	Collateral to be Surrendered	Value of Surrendered Collateral	Remaining Unsecured Debt

f. Secured Claims Unaffected by the Plan ☐ **NONE**

The following secured claims are unaffected by the Plan:

Amerihome Mortgage
Chase car loan for 2018 Audi

g. Secured Claims to be Paid in Full Through the Plan: ☐ **NONE**

Creditor	Collateral	Total Amount to be Paid Through the Plan

Part 5: Unsecured Claims ☐ **NONE**

a. Not separately classified allowed non-priority unsecured claims shall be paid:

☒ Not less than \$ 0 to be distributed *pro rata*

☐ Not less than _____ percent

☐ *Pro Rata* distribution from any remaining funds

b. Separately classified unsecured claims shall be treated as follows:

Creditor	Basis for Separate Classification	Treatment	Amount to be Paid

Part 6: Executory Contracts and Unexpired Leases ☐ NONE

(NOTE: See time limitations set forth in 11 U.S.C. 365(d)(4) that may prevent assumption of non-residential real property leases in this Plan.)

All executory contracts and unexpired leases, not previously rejected by operation of law, are rejected, except the following, which are assumed:

Creditor	Arrears to be Cured in Plan	Nature of Contract or Lease	Treatment by Debtor	Post-Petition Payment
Chase	N/A	Lease for 2020 Jeep Cherokee	Assumed	Continue in the normal course
American Honda Finance	N/A	Lease for 2022 Acura	Assumed	Continue in the normal course

Part 7: Motions ☒ NONE

NOTE: All plans containing motions must be served on all affected lienholders, together with local form, *Notice of Chapter 13 Plan Transmittal*, within the time and in the manner set forth in D.N.J. LBR 3015-1. A *Certification of Service, Notice of Chapter 13 Plan Transmittal*, and *valuation* must be filed with the Clerk of Court when the plan and transmittal notice are served.

a. Motion to Avoid Liens Under 11. U.S.C. Section 522(f). ☒ NONE

The Debtor moves to avoid the following liens that impair exemptions:

Creditor	Nature of Collateral	Type of Lien	Amount of Lien	Value of Collateral	Amount of Claimed Exemption	Sum of All Other Liens Against the Property	Amount of Lien to be Avoided

b. Motion to Avoid Liens and Reclassify Claim from Secured to Completely Unsecured. ☐ NONE

The Debtor moves to reclassify the following claims as unsecured and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor's Interest in Collateral	Total Amount of Lien to be Reclassified

c. Motion to Partially Void Liens and Reclassify Underlying Claims as Partially Secured and Partially Unsecured. ☐ NONE

The Debtor moves to reclassify the following claims as partially secured and partially unsecured, and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Amount to be Deemed Secured	Amount to be Reclassified as Unsecured

Part 8: Other Plan Provisions

a. Vesting of Property of the Estate

- ☒ Upon confirmation
☐ Upon discharge

b. Payment Notices

Creditors and Lessors provided for in Parts 4, 6 or 7 may continue to mail customary notices or coupons to the Debtor notwithstanding the automatic stay.

☐ No

Part 10: Non-Standard Provision(s): Signatures Required

Non-Standard Provisions Requiring Separate Signatures:

☒ NONE

☐ Explain here:

Any non-standard provisions placed elsewhere in this plan are ineffective.

Signatures

The Debtor(s) and the attorney for the Debtor(s), if any, must sign this Plan.

By signing and filing this document, the debtor(s), if not represented by an attorney, or the attorney for the debtor(s) certify that the wording and order of the provisions in this Chapter 13 Plan are identical to Local Form, *Chapter 13 Plan and Motions*, other than any non-standard provisions included in Part 10.

I certify under penalty of perjury that the above is true.

Date: 8/14/2023

/s/ Vincent Valenti
Debtor

Date: 8/14/2023

/s/ Olivia Valenti
Joint Debtor

Date: 8/14/2023

/s/ Jeffrey E. Jenkins
Attorney for Debtor(s)

In re:
Vincent Valenti
Olivia Valenti
Debtors

Case No. 23-16205-CMG
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0312-3

User: admin

Page 1 of 3

Date Rcvd: Aug 15, 2023

Form ID: pdf901

Total Noticed: 37

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. § 342(f)/Fed. R. Bank. P. 2002(g)(4).
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 17, 2023:

Recip ID	Recipient Name and Address
db/jdb	+ Vincent Valenti, Olivia Valenti, 510 DeRose Lane, Freehold, NJ 07728-9234
519976294	+ ADSCOMENITYVICTORIA, PO Box 182789, Columbus OH 43218-2789
519976297	+ Amerihome Mortgage Company LLC, 21300 Victory Blvd Suite 2, Woodland Hills CA 91367-2525
519976300	+ CAPIWSI, PO Box 31293, Salt Lake City UT 84131-0293
519976303	Chrysler Capital, PO Box 961275, Dallas TX 75266
519976316	Pottery, co Capital One, Po Box 4069, Carol Stream IL 601974069
519976317	+ State of New Jersey, Division of Taxation, PO Box 445, Trenton NJ 08695-0445

TOTAL: 7

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
smg	Email/Text: usanj.njbankr@usdoj.gov	Aug 15 2023 20:46:00	U.S. Attorney, 970 Broad St., Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534
smg	+ Email/Text: ustpreion03.ne.ecf@usdoj.gov	Aug 15 2023 20:46:00	United States Trustee, Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100, Newark, NJ 07102-5235
519976295	+ Email/Text: backoffice@affirm.com	Aug 15 2023 20:47:00	AFFIRM INC, 650 California St FL 12, San Francisco CA 94108-2716
519980004	Email/Text: ebnbankruptcy@ahm.honda.com	Aug 15 2023 20:47:00	Acura Financial Services, National Bankruptcy Center, P.O. Box 168088, Irving, TX 75016-8088
519979441	+ Email/PDF: acg.acg.ebn@aisinfo.com	Aug 15 2023 20:47:55	Ally Financial, AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
519976298	Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 15 2023 20:48:39	Best BuyCBNA, 50 Northwest Point Blvd, Elk Grove Vlg IL 600071032
519976299	Email/PDF: MarletteBKNotifications@resurgent.com	Aug 15 2023 21:03:52	Best Egg, 3419 Silverside Rd, Wilmington DE 198104801
519976301	+ Email/PDF: AIS.cocard.ebn@aisinfo.com	Aug 15 2023 21:03:40	Capital One, PO Box 31293, Salt Lake City UT 84131-0293
519976304	+ Email/PDF: Citi.BNC.Correspondence@citi.com	Aug 15 2023 21:04:08	Citi CardsCitibank, PO Box 6241, Sioux Falls SD 57117-6241
519976305	+ Email/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM	Aug 15 2023 20:46:00	Comenity BankPier 1, PO Box 182789, Columbus OH 43218-2789
519976307	+ Email/Text: mrdiscen@discover.com	Aug 15 2023 20:44:00	Discover Bank, PO Box 30939, Salt Lake City UT 84130-0939
519976306	+ Email/Text: mrdiscen@discover.com	Aug 15 2023 20:44:00	Discover Bank, PO Box BOX 30939, Salt Lake

District/off: 0312-3

User: admin

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Date Rcvd: Aug 15, 2023

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Total Noticed: 37

			City UT 84130-0939
519981355	Email/Text: mrdiscen@discover.com	Aug 15 2023 20:44:00	Discover Bank, Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
519976308	Email/Text: collecadminbankruptcy@fnni.com	Aug 15 2023 20:45:00	FNB OMAHA, PO Box 3412, Omaha NE 68197
519987309	Email/Text: collecadminbankruptcy@fnni.com	Aug 15 2023 20:45:00	First National Bank of Omaha, 1620 Dodge St Stop Code 3113, Omaha, NE 68197
519976309	+ Email/Text: sbse.cio.bnc.mail@irs.gov	Aug 15 2023 20:46:00	Internal Revenue Service, PO Box 7346, Philadelphia PA 19101-7346
519976310	Email/Text: mail@jjenkinslawgroup.com	Aug 15 2023 20:45:00	Jenkins Law Group, 412 S Whitehorse Pike, Audubon NJ 08106
519976302	Email/PDF: ais.chase.ebn@aisinfo.com	Aug 15 2023 20:47:50	Chase Bank, 340 S Cleveland Ave Bldg 370, Westerville OH 430818917
519976311	Email/PDF: ais.chase.ebn@aisinfo.com	Aug 15 2023 20:47:50	JPMCB, PO Box 901003, Fort Worth TX 76101
519976312	Email/PDF: ais.chase.ebn@aisinfo.com	Aug 15 2023 20:48:18	JPMCB Card Services, PO Box 15369, Wilmington DE 19850
519993203	Email/PDF: ais.chase.ebn@aisinfo.com	Aug 15 2023 21:04:40	JPMorgan Chase Bank, N.A., National Bankruptcy Department, P.O. Box 29505 AZ1-5757, Phoenix, AZ 85038-9505
519998222	+ Email/Text: RASEBN@raslg.com	Aug 15 2023 20:45:00	JPMorgan Chase Bank, N.A., s/b/m/t Chase Bank USA, N.A., c/o Robertson, Anschutz, Schneid., Crane & Partners, PLLC, 6409 Congress Avenue, Suite 100, Boca Raton, FL 33487-2853
519976313	+ Email/Text: Documentfiling@lciinc.com	Aug 15 2023 20:45:00	Lending Club, 595 Market St Suite 200, San Francisco CA 94105-2802
519976314	+ Email/Text: Documentfiling@lciinc.com	Aug 15 2023 20:45:00	Lending Club Corp, PO Box 884268, Los Angeles CA 90088-4268
519976315	+ Email/PDF: gecsed@recoverycorp.com	Aug 15 2023 20:48:10	PayPal Credit, PO Box 96006, Orlando FL 32896-0001
519993344	+ Email/Text: enotifications@santanderconsumerusa.com	Aug 15 2023 20:47:00	Santander Consumer USA Inc., d/b/a Chrysler Capital as servicer, for CCAP Auto Lease Ltd., P.O. Box 961275, Fort Worth, TX 76161-0275
519976318	^ MEBN	Aug 15 2023 20:38:00	TD Bank NA, PO Box 1448, Greenville SC 29602-1448
519976319	+ Email/Text: bncmail@w-legal.com	Aug 15 2023 20:46:00	TD Bank USATarget Credit, PO Box 673, Minneapolis MN 55440-0673
519976320	+ Email/Text: bncmail@w-legal.com	Aug 15 2023 20:46:00	TD BankTarget Credit, PO Box 673, Minneapolis MN 55440-0673
519976321	Email/Text: bknotice@upgrade.com	Aug 15 2023 20:44:00	Upgrade Inc, 2 N Central Avenue 10th Floor, Phoenix AZ 85004
TOTAL: 30			

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
519976296	*P++	AMERICAN HONDA FINANCE, P O BOX 168088, IRVING TX 75016-8088, address filed with court., American Honda Finance, 201 Little Falls Drive, Wilmington DE 19808
519979442	*+	Ally Financial, AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901

TOTAL: 0 Undeliverable, 2 Duplicate, 0 Out of date forwarding address

District/off: 0312-3

User: admin

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NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 17, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 15, 2023 at the address(es) listed below:

Name	Email Address
Albert Russo	docs@russotrustee.com
Denise E. Carlon	on behalf of Creditor AMERIHOM MORTGAGE COMPANY LLC dcarlon@kmlawgroup.com, bkgroup@kmlawgroup.com
Jeffrey E. Jenkins	on behalf of Joint Debtor Olivia Valenti mail@jenkinsclayman.com JenkinsClayman@jubileebk.net
Jeffrey E. Jenkins	on behalf of Debtor Vincent Valenti mail@jenkinsclayman.com JenkinsClayman@jubileebk.net
U.S. Trustee	USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 5